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22 Attorneys for Defendant
23 DISH Network Corporation, et al.

24
25 IN THE UNITED STATES DISTRICT COURT
26
27 CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

28 ENTROPIC COMMUNICATIONS,
LLC,

Plaintiff,

v.

DISH NETWORK CORPORATION;
DISH NETWORK L.L.C.; DISH
NETWORK SERVICE L.L.C.; AND
DISH NETWORK CALIFORNIA
SERVICE CORPORATION,

Defendants.

Case No. 2:23-cv-1043-JWH-KES

**DEFENDANT DISH NETWORK
CORPORATION, ET AL.'S NOTICE
OF RULE 12(b)(6) MOTION TO
DISMISS UNDER 35 U.S.C. § 101**

Hearing Date: June 9, 2023
Hearing Time: 9:00 a.m.
Courtroom: 9D
Judge: Hon. John W. Holcomb

1 TO PLAINTIFF AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE THAT on June 9, 2023 at 9:00 a.m., or as soon
3 thereafter as the matter may be heard in the United States District Court, Central
4 District of California, Southern Division, located at 411 West Fourth Street,
5 Courtroom 9D, Santa Ana, California 92701, before the Honorable John W. Holcomb,
6 Defendants DISH Network Corporation, DISH Network L.L.C., Dish Network
7 Service L.L.C., and DISH Network California Service Corporation (collectively,
8 “Defendants” and “DISH”) will move, and hereby do move to dismiss Counts VI and
9 X of Plaintiff’s Complaint with prejudice because U.S. Patent Nos. 10,257,566 and
10 8,228,910 are invalid as a matter of law under 35 U.S.C. § 101 for claiming patent-
11 ineligible subject matter.

12 This motion is made pursuant to Fed. R. Civ. P. 12(b)(6) and the Local Rules
13 applicable thereto. This motion is based on this notice of motion and motion, the
14 accompanying memorandum of points and authorities, the pleadings on file in this
15 action, and on such other written or oral argument or evidence as may be presented at
16 or before the time this motion is taken under submission.

17 This motion is made following the conference of counsel pursuant to Local
18 Rule 7-3, which took place on May 1, 2023. Plaintiff confirmed it will oppose the
19 motion.
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1 Dated: May 8, 2023

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3 By: /s/ Christopher S. Marchese

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